



MINUTES

BOARD OF SUPERVISORS, COUNTY OF MONO

STATE OF CALIFORNIA

Regular Meetings: The First, Second,
And Third Tuesday of each month

REGULAR MEETING

County Courthouse
Bridgeport, California 93517

July 18, 2006

9:02 a.m. Call meeting to Order led by Chairman Farnetti

Pledge of Allegiance led by Clerk Robles

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD on items of interest of the public that are within the subject matter jurisdiction of the Board. (Speakers may be limited in speaking time dependent upon the press of business and number of persons wishing to address the Board.)

Approximately
15 minutes

DEPARTMENT REPORTS/EMERGING ISSUES

(PLEASE LIMIT COMMENTS TO FIVE MINUTES EACH)

James Lovett, Mono County Assessor, addressed the Board.

BOARD MEMBER REPORTS

Bauer:

- Meeting with Rich McAteer regarding the Lee Vining schools for bringing resources to the community so they can start drawing children to the school. It seems to be well received.
- CAC meeting
- Met with Nate for coalition (back log of getting maps to pop up)
- Second meeting with the Lee Vining group
- Budget workshops

Hazard:

- 7/12 with Hunt/Farnetti- attended meeting
- Community meeting in Paradise – transfer station, CNL development, etc.
- Budget sessions –I did cancel my Chalfant Office public meeting
- Celebrated anniversary
- 7/17 attended Land Use Commission meeting. Neil McCarroll elected as Chair and Hap as Vice Chair. It was informational.
- Crowley Lake office hours- getting a number of inquiring regarding the Hoover. Press with Fresno Bee, Sac Bee, Tracy Press, San Francisco Chronicle, and two articles in Discover
- Conversation with Charles Brotten with IMAAA. We're looking at bringing the CAO & Ed Zylman to look at our relationship with Inyo. Wilbrecht: We should include the CAO in Inyo. Hazard: We need to look at services for Mono. It should be information gathering to get a better understanding to bring this back to the Board.
- Out of town 7/20-7/24 and available by cell phone

July 18, 2006

Lunch recess @ 11:55 a.m. thru 1:05 p.m.

Hunt:

- 7/6 LADWP meeting (multi-agency dialog of where to go). #1 Move ahead and protect lands #2 Running a small pilot project proving effectiveness. We'll meet again soon.
- Lease agreement situation
- 7/10 Great Basin Air Pollution Control District Meeting; Gave the officer the authority to negotiate with DWP and power to call time out, if necessary.
- Prop 14 coming up on the ballot in November- funding for parks, water, protection bonds (ear-marked money for the Sierra Nevada Conservancy)
- Sitting in as our Tri-County representative
- Management meeting of 7/12; good turnout- civil discussions. I like the way you run those meetings.
- Mono County Airport Land Use Commission Meeting 7/17
- Public hearing on the Bryant Field and Lee Vining Master Plans 8/28 @ Town/County Conference Room in Mammoth
- BOS website: Two supervisors haven't created their profiles

Farnetti:

- Department head meeting; meetings are really productive
- Budget hearings
- Met with CAO with Supervisor Bauer for agenda with Town Council 7/17

Recess @ 2:33 p.m. thru 2:59 p.m.

COUNTY ADMINISTRATIVE OFFICE

1) CAO Report and Tracking Report re Board Assignments (David Wilbrecht)

ACTION: Receive brief oral report by County Administrative Officer (CAO) regarding his activities. Review and potentially revise Tracking Report of Board assignments.

- Continuing to work with EMS training
- Working with the Sierra Center Mall negotiations
- Worked with Ed Zylman
- Spent lots of time on the budget
- Working with June Lake coalition
- Meeting that starts with the child support services agency and then eventually a meeting with Inyo and Mono Counties
- Department head meeting on Wed of last week. I wanted to thank Supervisor Hazard for his comments. There have been improvements all over the county. Perhaps maybe it's the absence of complaints.
- Completing the Sierra Center Mall negotiations within this week and come back by July 31, 2006
- Budget meeting 1-3:00 in June Lake for the purpose of reviewing policy items

July 18, 2006

CLOSED SESSIONS

Moved into Closed Session for items 2, 3, & 4 @ 9:07 a.m.

- 2) CONFERENCE WITH LABOR NEGOTIATORS. Government Code §54957.6. Agency designated representatives: David Wilbrecht, Marshall Rudolph, and Robert Garret. Employee organizations: Local 39 (MCPE, DPOU), Paramedic Fire and Rescue Association, Sheriff's Officers' Association (DSA), Sheriff Department Management Association, Public Safety Officers Association, Management Council. Unrepresented employees: County Administrator, County Counsel, Deputy County Counsel, Clerk-Recorder, Finance Director, Mental Health Director, Social Services Director, Public Health Director, Health and Human Services Director, Deputy county Administrative Officer/Human Resources Director; Deputy County Administrative Officer/Risk Manager; Health Officer, Psychiatrist, Assistant Public Works Director, Project Manager, Assistant District Attorney, District Attorney Chief Investigator, Assistant Treasurer-Tax Collector, Assistant Auditor-Controller, IT Director, Building Official, Budget & Organization Analyst, Assistant Clerk-Recorder, Probation Officer, and Child Support Director, Undersheriff, Paramedic/Fire Chief, Assistant Assessor, and Health and Human Services Director of Financial Services.
- 3) CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Property: Sierra Centre Mall (452 Old Mammoth Road, Mammoth Lakes, CA). Agency negotiators: Dave Wilbrecht and Marshall Rudolph. Negotiating parties: Mono County and Doheny Enterprises LLC. Under negotiation: price and terms of payment.
- 4) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Initiation of litigation pursuant to subdivision (c) of Government Code §54956.9. Number of potential cases: one.

Closed Session ended @ 10:43 a.m.

Into Regular Session @ 10:53 a.m.

- 5) **APPROVAL OF MINUTES:**
Regular Meeting of July 5, 2006
(Hazard/Hunt 4-0)

Hazard: Comment- contained in the minutes we have an issue that Kathy Watkins came to the board to waive gate fees. Evan Nikirk addressed the Board. We can waive fees for community clean up events. We ask for written notification. There was consensus from the Board to move forward. Farnetti: We've waived these fees before. Evan asked for contact information. It was lacking in the minutes.

CONSENT AGENDA

(All matters on the consent agenda are to be approved on one motion unless a board member requests separate action on a specific item)

July 18, 2006

(Hazard/Bauer 4-0)

COUNTY COUNSEL / COUNTY ADMINISTRATION

- 6) Meal Allowance (Per Diem) Rates
R06-63 **ACTION:** Adopt proposed **Resolution** adjusting, nunc pro tunc, the County's meal allowance (per diem) rates for county officers and employees, and repealing Resolution 95-02 to the extent it is inconsistent therewith.

SHERIFF – CORONER

- 7) OHV 2006/2007 Operation Grant
R06-64 **ACTION:** Recommend the Board of Supervisors authorize participation in the 2006/2007 State of California Off-Highway Vehicle Grant Program, by adopting a **Resolution** approving the same. Recommend the Board of Supervisors name Daniel A. Paranick, Sheriff/Coroner, as the authorized representative of the Mono County Sheriff's Department and the County of Mono.

BOARD OF SUPERVISORS

- 8) Tourism/Film Commission
M06-119 **ACTION:** Approve and authorize the appointment of Cheri Bromberger to the Tourism/Film Commission (to fill the David Naaden's term expiring June 30, 2009).

REGULAR AGENDA

SHERIFF- CORONER

- 10) Travel and Training Per-Diem Meal Costs (**Daniel A. Paranick**)
M06-120 **ACTION:** Approve and authorize additional travel and training per-diem costs from January 1, 2004-May 8, 2006.
(Hazard/Hunt 4-0)

July 18, 2006

PUBLIC WORKS**11a)**

Tape One; 448

M06-121

Change Order Request to Federal Aviation Administration for Bryant Field Apron and Safety Improvements **(Kelly Garcia)**

ACTION: (1) Authorize the Public Works Director (in consultation with County Counsel) to execute and administer a Change Order to Project 3-06-0030-04 in the amount of \$124,070 with the Federal Aviation Administration for subgrade stabilization at Bryant Field. (2) Authorize the Public Works Director to utilize up to \$6,530 from the Bryant Field Special Aviation Account as match funding (5%) for the subgrade stabilization at Bryant Field. (3) Authorize the Public Works Director to apply for, execute and administer a grant from the California Department of Transportation Division of aeronautics in the amount of \$6,205 as match funding (4.75%) for the subgrade stabilization at Bryant Field.

(Hunt/Bauer 4-0)

11b)**M06-122**

Contract Amendment with Eastern Sierra Engineering for Design and Construction Management services at Bryant Field airport **(Kelly Garcia)**

ACTION: Authorize the Public Works Director (in consultation with County Counsel) to execute and administer an amendment to the 2005 Agreement with Eastern Sierra Engineering in the amount of \$46,257. Said amendment would add a "task" to the Scope of Work of the Agreement consisting of supplemental design and construction management services for the Bryant Field Apron and Safety Improvements.

(Bauer/Hazard 4-0)

July 18, 2006

- 11c)** Bid Award for the Lee Vining Airport Road Rehabilitation **(Kelly Garcia)**
M06-123 **ACTION:** (1) Authorize the Public Works Director (in consultation with County Counsel) to execute and administer a Grant Offer in the amount of \$150,000 with the Federal Aviation Administration for additional funding of the Airport Road Rehabilitation project. (2) Authorize the Public Works Director to utilize \$4,250 from the Lee Vining Special Aviation Account as match funding (5%) for the road rehabilitation at Lee Vining Airport. (3) Authorize the Public Works Director to apply for, execute, and administer a grant from the California Department of Transportation Division of Aeronautics in the amount of \$4,037 as match funding (4.75%) for the road rehabilitation at Lee Vining Airport. (4) Acknowledge receipt of proposals on June 6, 2006 and, based on the bids submitted, recognize W. Jaxon Baker, Inc. as the lowest responsible bidder for the Lee Vining Airport Road Rehabilitation Project. (5) Authorize the Public Works Director (in consultation with County Counsel) to execute and administer a contract with W. Jaxon Baker Inc. for the Lee Vining Airport Road Rehabilitation Project, in an amount not to exceed \$234,738.50. This authorization shall include making minor amendments to said contract from time to time as the Public Works Director may deem necessary, provided such amendments do not substantially alter the scope of work or budget and are approved as to form by County Counsel.
(Hazard/Bauer 4-0)
- 11d)** Offers of Dedication for Parcel Map 37-175, Blackard **(Evan Nikirk)**
M06-124 **ACTION:** (1) Reject on behalf of the public the offer of dedication for street right-of-way purposes that portion of Juniper Drive as shown on said map; (2) Reject on behalf of the public the offer of dedication for a snow storage easement as shown on said map; (3) Reject on behalf of the public the offer of dedication for drainage and open space easements as shown on said map; and, (4) Direct and authorize the Public Works Director to file and record a Notice of Development Conditions on Property for the project in the office of the County Recorder.
(Hazard/Hunt 4-0)

BOARD OF SUPERVISORS

- 12)** Department of Toxic Substances Control **(Leonard Robinson)**
ACTION: Update Board on new programs and policies. Suggestions from the Board are welcome on how state and county governments can work together to ensure the environment and public health are protected. *Details provided in the Meeting Notes.*

Leonard Robinson, Department of Toxic Substances Control
1001 I Street, P.O. Box 806, Sacramento, CA 95812 (916) 324-2471 F 916-324-3158
www.earth911.com and www.dtsc.ca.gov.

PUBLIC WORKS

July 18, 2006

- 13a)** Bid Opening; Probation Department Vehicle Purchase **(Evan Nikirk)**
M06-125 **ACTION:** (1) Open, read aloud, and record sealed bids submitted in response to Public Works' invitation to bid to furnish one 2007 Ford Explorer XLT for the Mono County Probation Department. (2) Refer bids to the Public Works Director for review and recommendation.
(Hazard/Hunt 4-0)
- 13b)** Advertisement for bids for Crowley Lake Community Center Landscaping Improvements **(Kelly Garcia)**
M06-126 **ACTION:** 1) Adopt and approve plans and specifications for Landscaping at Crowley Lake Community Center. 2) Approve and authorize the Clerk to the Board, in consultation with the Department of Public Works, to advertise for bids. 3) Approve and authorize the Director of Public Works to process and execute appropriate construction documents during the bid process.
(Hazard/Bauer 4-0)
- 13c)** Advertisement for bids for Lee Vining Community Center Site and Landscaping Improvements **(Kelly Garcia)**
M06-127 **ACTION:** 1) Adopt and approve plans and specifications for Landscaping at Lee Vining Community Center. 2) Approve and authorize the Clerk to the Board, in consultation with the Department of Public Works, to advertise for bids. 3) Approve and authorize the Director of Public Works to process and execute appropriate construction documents during the bid process.
(Bauer/Hazard 4-0)

~ LUNCH RECESS ~

- 1:00 p.m.** **OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD** on items of interest of the public that are within the subject matter jurisdiction of the Board. (Speakers may be limited in speaking time dependent upon the press of business and number of persons wishing to address the Board.)

No one spoke.

Approximately
1 Hour

BOARD OF SUPERVISORS

July 18, 2006

- 14a) Lower Rock Creek Mutual Water Company; Petition for Reconsideration (**Supervisor Hazard**)
- M06-128 **ACTION:** Consider and potentially authorize the Chair to sign a letter to the California State Water Resources Control Board (SWRCB) supporting a petition filed by the Lower Rock Creek Mutual Water Company (LRCMWC) and John Hooper for reconsideration of a prior order of the SWRCB denying LRCMWC's request for an extension of time in which to develop full beneficial use of water from Rock Creek for domestic and fire protections purposes.
(Hazard/Hunt 4-0)
- 14b) Yosemite Planning Team (**Supervisor Bauer / Kristina Rylands**)
ACTION: Informational update on the upcoming Tuolumne River Plan. *Informational brochures to be provided at the meeting.* www.nps.gov/yose/planning/trp *Details provided in the Meeting Notes.*
- 14c) Emergency YARTS Funding (**Assemblyman David Cogdill**)
ACTION: Discussion of any potential help that Member Cogdill or the State Assembly might be able to come up with. *Details provided in the Meeting Notes.*
- 14d) Crop Report (**George Milovich**)
ACTION: Informational Only. *Details provided in the Meeting Notes*

Tape Two; 298

PUBLIC WORKS

- 15) Bid Award; Probation Department Vehicle Purchase (**Evan Nikirk**)
- M06-129 **ACTION:** (1) Receive verbal report from Public Works regarding the results and recommendation(s) of bids opened earlier in the meeting. (2) Award bid to Raceway Ford (Riverside, CA) with tow package for the purchase of one 2007 Ford Explorer XLT for the Mono County Probation Department. (3) Authorize the Public Works Director to prepare, process, and execute the appropriate purchase agreements and any related documents on behalf of Mono County.
(Hunt/Hazard 4-0)

COUNTY COUNSEL / PUBLIC WORKS

- 16) Satisfaction and Release of Covenant to Pay Mitigation Fees (**Allen Berrey**)
- M06-130 **ACTION:** (1) Receive staff report; (2) after considering the matter, authorize the Chair to execute a document entitled "Satisfaction and Release of Covenant to Pay Mitigation Fee;" (3) direct the Director of Public Works to submit that document to the Recorder for recordation.
(Hunt/Bauer 4-0)

Recess taken from 2:09 p.m. to 2:11 p.m.

July 18, 2006

COUNTY ADMINISTRATIVE OFFICE / HUMAN RESOURCES

- 17a)** Resolution Approving Employment Contract with Kyle Graham **(Robert Garret)**
R06-65 **ACTION:** Adopt **Resolution** approving an employment agreement with Kyle Graham and prescribing the compensation appointment, and conditions of said employment.
(Hunt/Bauer 4-0)
- 17b)** Review and approve various documents adding FTJ FundChoice, LLC as a retirement plan service provider under the Mono County 457(b) and 401 (a) retirement plans
R06-66 **(David Wilbrecht)**
ACTION: Adopt a **Resolution** authorizing FTJ FundChoice, LLC, as an investment option under the Mono County 457(b) Retirement Plan, and approving certain associated documents.
(Hunt/Hazard 4-0)

***Adjourn meeting to reconvene @
Mammoth Town Council Chambers
(Suite Z) @ 6:00 p.m.***

ADJOURNMENT

***Adjourned @ 3:24 p.m in memory of Erma Phelps (beloved Bridgeport resident).
Meeting to reconvene at the Town Council Chambers @ 6:00 p.m. card will be
sent to family.***

Adjourn meeting and reconvene in Special Session of **July 31, 2006**, at the hour of 9:00 a.m. in the Social Services Conference Room, Sierra Center Mall, Mammoth Lakes, California.